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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION**

SAMANTHA ALARIO, HEATHER  
DIROCCO, CARLY ANN GODDARD,  
ALICE HELD, and DALE STOUT,

Plaintiffs,

v.

AUSTIN KNUDSEN, in his official  
capacity as Attorney General of the State  
of Montana,

Defendants.

CV-23-56-DWM

**DECLARATION OF TIM  
CUNNINGHAM IN SUPPORT OF  
MOTION FOR *PRO HAC VICE*  
ADMISSION**

I, Tim Cunningham, state as follows:

1. I, by and through Montana counsel and pursuant to Rule 83.1(d) of the Local Rules of Procedure of the United States District Court for the District of Montana, respectfully apply to the Court to appear in this case *pro hac vice* on behalf of Plaintiffs.

2. I do not reside in Montana, nor am I regularly employed in Montana. I reside in the State of Oregon and have my office at Davis Wright Tremaine LLP, 1300 SW Fifth Avenue, Suite 2400, Portland, OR 97201, Phone: (503) 241-2300, Facsimile: (503) 778-5299, Email: timcunningham@dwt.com.

3. I will pay, simultaneously with filing this application, the admission fee shown on the Court's website.

4. I am proficient in electronic filing in another federal district court.

5. I have been admitted to practice before the following courts:

<u>Court</u>	<u>Date Admitted</u>
State of Oregon	05/06/2010
State of Washington	01/07/2016
U.S. Court of Appeals for the Ninth Circuit	08/08/2011
U.S. Court of Appeals for the Eleventh Circuit	08/01/2017
U.S. District Court for the District of Oregon	09/19/2011

<u>Court</u>	<u>Date Admitted</u>
U.S. District Court for the Western District of Washington	01/26/2016

My admission to these courts has not been terminated.

6. I am in good standing and eligible to practice in each of the courts listed above and am not currently suspended or disbarred in any other court.

7. I have never been held in contempt, otherwise disciplined by any court for disobedience to its rules or orders, or sanctioned under Federal Rules of Civil Procedure 11 or 37(b), (c), (d), or (f) or their state equivalent.

8. I am not currently making, nor have I made within the two years preceding this application, any *pro hac vice* applications to the Court.

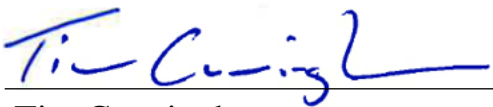
9. I understand that *pro hac vice* admission in this Court is personal to me only and not admission of a law firm and that I will be held fully accountable for the conduct of the litigation in this Court.

10. In accordance with Montana Rule of Professional Conduct 8.5, I swear and affirm that I will be bound by the Montana Rules of Professional Conduct (except Rules 6.1 through 6.4) in my practice of law in this State. Furthermore, I understand and certify that I will be subject to the disciplinary authority of this State. A copy of this certification will be mailed contemporaneously to the State Bar of Montana in Helena. Furthermore, pursuant

to Local Rule 83.2(a), I understand that the standards of professional conduct of attorneys appearing in this Court include the American Bar Association's Model Rules of Professional Conduct and the Montana Rules of Professional Conduct.

11. I swear and affirm under penalty of perjury that I am the Applicant in the above-styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true to my knowledge.

Executed this 18th day of May, 2023, at Portland, Oregon.

  
Tim Cunningham